DESCRIPTION FOR FILMS
DESCRIPTIONS
DESCRIPTI

IN RE: PETITION FOR RESIDENTIAL

ZONING VARIANCE

NS of Ebenezer Rd., 273 ft. E of * ZONING COMMISSIONER

BEFORE THE

* Case No. 99-29-A

the c/l of Back River Neck Rd.

6206 Ebenezer Road * OF BALTIMORE COUNTY

15th Election District

5th Councilmanic District

Charles D. Thomas, Sr., et ux

Petitioners

* * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by Charles D. Thomas, Sr. and Susan M. Thomas, his wife, for that property known as 6206 Ebenezer Road in the eastern section of Baltimore County. The Petitioners/property owners herein seek a variance from Sections 400.3 and 101 of the Baltimore County Zoning Regulations (BCZR) to allow a detached accessory structure (garage) with a footprint larger than the existing house and a height of 22 ft. in lieu of the permitted 15 ft., in an R.C.2 zone. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of

Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the BCZR would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

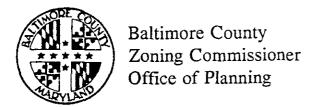
THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this day of August 1998, that the Petition for a Residential Variance from Sections 400.3 and 101 of the Baltimore County Zoning Regulations (BCZR) to allow a detached accessory structure (garage) with a footprint larger than the existing house, and a height of 22 ft., in lieu of the permitted 15 ft., in an R.C.2 zone, be and is hereby GRANTED, subject, however, to the following restrictions:

- 1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.
- 2. The Petitioners shall not allow or cause the accessory structure to be converted to a second dwelling unit and/or apartment. The garage shall contain no living or sleeping quarters, and no kitchen or bathroom facilities.

3. When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:mmn



Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

August 13, 1998

Mr. and Mrs. Charles D. Thomas Sr. 6206 Ebenezer Road Baltimore, Maryland 21220

RE: Petition for Administrative Variance

Case No. 99-29-A

Property: 6206 Ebenezer Road

Dear Mr. and Mrs. Thomas:

Enclosed please find the decision rendered in the above captioned case. The Petition for Administrative Variance has been granted, with restrictions, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

Ver# truly yours.

Lawrence E. Schmidt Zoning Commissioner

LES:mmn encl.

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

6206 Ebenezee Ro

- 40 6	<u>, , , , , , , , , , , , , , , , , , , </u>		<u>/ ب</u>	<u>~~</u>	_	
which	is p	reseni	lly z	omed	 Re-	2_

This Petition shall be filed with the Dept. of Permits & Development Management The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 400.3 1 101; BCZR; to permit on accessory structure with a footprint larger than the house and a height of of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) SEF REESE Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury that I/we are the legal owner(s) of the property which is the subject of this Petition Contract Purchaser/Lesse (Type or Print Name) Signature Address Zipcode Attorney for Petitioner (Type or Print Name)

Phone No. City Address Phone No. A Public Hearing having been requested and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County this that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations at Baltimore County, in two newspapers of general circulation throughout Baltimore County, and that the property be reposted

Zaning Commissioner of Baltimore County



Signature

Address

ESTIMATED POSTING DATE:



Printed with Soybean Inli

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.
That the Affiant(s) does/do presently reside at 6206 Ebenezer Kol:
Baltimore, MD 2/220
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)
We need Storage for 3 tractors
additional farm equipment in order to
expand a continue our tarming.
·
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. Charles D. Ihomas St. Susan M. Ihomas Su
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: I HEREBY CERTIFY, this
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal. 7-8-98 MOTARY PUBLIC
My Commission Expires: 7-3\-99

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.
That the Affiant(s) does/do presently reside at 6206 Ebenezer Rol
Baltimore, MD 21220 Zip Code
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)
We need storage for 3 tractors ? additional farm equipment in order to
expand & continue our farming.
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and
may be required to provide additional information. (Surface Description of the Company of the C
Charles D. Thomas, Sr. Susan M. Thomas (type or print name)
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
I HEREBY CERTIFY, this day of day of 1918, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared
Charles Thomas, Susan Monas
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal. 7-8-98 Clade NOTARY PUBLIC
My Commission Expires: 7-3/99

A-PS-PA

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

6206 Ebenezee Ro

nich is presently zoned RC-2

This Petition shall be filed with the Dept. of Permits & Development. Management

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 400, 3 \$ 101; \$CZR; TO PERMIT

AN ALLESSARY STRUCTURE WITH A FOOTPRINT LARGE THAN THE

EXISTING HOUSE AND A HEIGHT of Z2ff. IN LIEN OF THE

PERMITTED 15ff.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

SEE PENERSE

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

			I/We do solemnly dec legal owner(s) of the p	clare and affirm, under the penalti property which is the subject of this	es of perjury, that I/we are the s Petition
Contract Purchaser/Lessee			Legal Owner(s)	_	
(Type or Print Name)			Charle (Typero) Profe Name)	es D. Thor W Son	nas Sr. Lu
Signature			Signature		
Address			Susan (Type opp Int Name)	m. Thom	105
			SULL	mIM, I	homas
City	State	Zipcode	Signature	A	(A) hand
Attorney for Petitioner			6206 Eb	enerer Ro.	325-7477
(Type or Print Name)		···	Address		Phone No
			Baltin	nore, MD	21220 Ziocode
Signature	<u>-</u>			none number of representative to	(418)335-5951
			5	Ane_	·
Address	Phone No		Name		
City	State	Zrpcode	Address		Phone No.
A Public Recting having been re	aquested and/or found to	he required its ends	wad by the Zeeine Commission	and of Patienata Cauch the	day of 18

A Public Hearing having been requested and/or found to be required, it is ordered by the Zoning Commissioner of Battimore County, this day of 19 that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Battimore County, in two newspapers of general circulation throughout Battimore County, and that the property be reposted.

Zoning Commissioner of Bottimore County



REVIEWED BY: SUM DATE 7.16.93 ESTIMATED POSTING DATE: 7.26.98



Printed with Soybean Ink on Recycled Paper



ZONING DESCRIPTION For: 6206 EBENETER RD.

Beginning at a point on the North side of Ebenezer Rd. which is 70 ft. wide at the distance of 273 ft. east of the centerline of the nearest improved intersecting street, Bird River Rd. which is 40 ft. wide.

So2°05'21" E 232.20'; S 38°32'17" W 259.62', N 51% 38'50"W283.04', N 64 44'57" W 206.55', N 82°12'50" E 396' to place of beginning, containing 2.806 acres. Also known as 6206 Ebenezee Ro. and located in the 15th Election District, 5th Councilmanic District.

VA

BALTIMORE COUNTY, MAI OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT		No. 855168	PAID RELEIPT PROCESS SEEM 7/17/1998 7/16/1998	7.8% 15:10:06
DATE 7.16.98	ACCOUNT <u>£001-</u>		RET VERT CHENTER CLEM 5 HISCALLANGUE CASH F Remeint N USTATS CR MC. 056168	
RECEIVED FROM:		6206 EBENEZ	Bultimore County	30.00 CHRH , Harsland
(c/c) Pd. U.A.2.	· // // // // // // // // // // // // //	99	29.A	1
DISTRIBUTION WHITE - CASHIFR PINK - AGENCY	YELOW - CUSTOMER	Jem	CASHIER'S V	ALIDATION

CERTIFICATE OF POSTING

RE: Case # 99-29-A
Petitioner/Developer:
(Susan Thomas)
Date of -Hearing/Closing:
(August 10, 1998)

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, Maryland 21284

Attention: Ms. Gwendolyn Stephens

Ladies and Gentleman:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by	r
law were posted conspicuously on the property located at	
6206 Ebenezer Road Baltimore, Maryland 21220	
The sign(s) were posted onjuly 24, 1998(Month, Day, Year)	

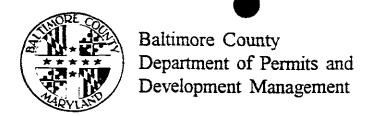


Sincerely,
Ohme Jet 1/24/98
(Signature of Signal oster & Date)
Thomas P. Ogle, Sr
325 Nicholson Road
Baltimore, Maryland 21221
(410)-687-8405 (Telephone Number)

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 99- 29 -A Address 6206 EBENEZER RO
Contact Person: Phone Number: 410-887-3391
Planner, Please Print Your Name
Filing Date: 7.16.98 Posting Date: 7.26.98 Closing Date: 8.10.97
Any contact made with this office regarding the status of the administrative variance should be hrough the contact person (planner) using the case number.
POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
DEADLINE: The closing date is the deadline for an occupant or owner within 1,000 feet 0to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days of the closing date) as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
(whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 99-29 -A Address 6206 EBENEZER Ro-
Case Number 99-29 -A Address <u>6206 EBENEZER Ro-</u> Petitioner's Name <u>C - 7740 m AS</u> Telephone <u>(4/0) 335-742</u>
Posting Date: 7-16-98 Closing Date: 8-10-99
WITH A FOOTPRINT CARGE THAN THE FOOTPRINT
of The Existing Dwelling AND, A Height it
Nording for Sign: _VARTANCE TO PERMIT AN ACCESSORY STENCTURE WITH A FOOTPRINT CARRED THAN THE FOOTPRINT OF The EXISTING DWELLING; AND, A HEIGHT of 22ft. IN CIEN OF The PERMITTED 15ft.
WCR - Revised 7/2/98



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

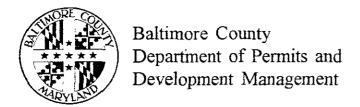
ARN	OLD	JABLON,	DIRECTOR
For newspaper advertising:			
Item No.: 29			
Petitioner: C. Thomas			
Location: 6206 EBENESER R.	<u> </u>	·	
PLEASE FORWARD ADVERTISING BILL TO:			
NAME: Charles D. Thomas			
ADDRESS: 6206 Ebenezer Rd.			
Baltimore, MD 21220			
PHONE NUMBER: 410-335-7422			
			

AJ:ggs

(Revised 09/24/96)



npany retition for coning va	e Special Hearing
Subdivision name:	& 6 of the CHECKLIST for additional required information
plat book#,tollo#,section#_	
OWNER:	
-	
	Vicinity Map scale: 1'=1000'
	LOCATION INFORMATION
	Election District: Councilmanic District:
	1°=200' scale map#:
	Lot size: acreage square feet
	SEWER: Delvate
	Chesapeake Bay Critical Area: (1) (1) Prior Zonina Hearings:
North	Zoning Office USE ONLY! reviewed by: ITEM #: CASE#:
prepared by: Scale of Drawing: 1"=	



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

August 5, 1998

Mr. & Mrs. Charles D. Thomas, Sr. 6206 Ebenezer Road Baltimore, MD 21220

RE: Item No.: 29

Case No.: 99-29-A

Location: 6206 Ebenezer Rd.

Dear Mr. & Mrs. Thomas:

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM), on July 16, 1998.

The Zoning Advisory Committee (ZAC), which consists of representatives from several Baltimore County approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

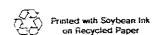
If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency.

Very truly yours,

W. Carl Richards, Jr Zoning Supervisor Zoning Review

WCR:ggs

Enclosures





Parris N. Glendening Governor David L. Winstead Secretary Parker F. Williams Administrator

Ms. Gwen Stephens
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

Dear Ms. Stephens:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Thank you for the opportunity to review this item.

Very truly yours,

100

RE:

Item No.

Ronald Burns, Chief Engineering Access Permits

Y. J. Grellen

Baltimore County 7-24-51

029

Division

LG

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director

DATE: July 30, 1998

and Development Management

FROM: Arnold F. 'Pat' Keller, III, Director

Office of Planning

SUBJECT: 6206 Ebenezer Road

INFORMATION

Item Number:

(29)

Petitioner:

Charles D. Thomas, Sr.

Zoning:

RC 2

Requested Action:

Administrative Variance

Summary of Recommendations:

The Office of Planning supports the applicant's request.

Section Chief:

AFK/JL

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF RECREATION AND PARKS

Inter-Office Memorandum

To:

Don Rascoe

Date: August 3, 1998

From:

Jean Tansey

Permits and Development Mgt.

Subject:

ZAC Agenda 8/3/98

This will confirm that the Department of Recreation and Parks has no comments on the ten projects (Items 019-026, 029) 030) listed on the 8/3/98 DRC Agenda.

/js

fg/10

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director

DATE: July 30, 1998

and Development Management

FROM: Arnold F. 'Pat' Keller, III, Director

Office of Planning

SUBJECT: 6206 Ebenezer Road

INFORMATION

Item Number: 29

Petitioner: Charles D. Thomas, Sr.

Zoning: RC 2

Requested Action: Administrative Variance

Summary of Recommendations:

The Office of Planning supports the applicant's request.

Section Chief:

AFK/JL

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: August 10, 1998

Department of Permits & Development

Management

FROM:

Mobert W. Bowling, Chief Development Plans Review Division

SUBJECT:

Zoning Advisory Committee Meeting

for August 3, 1998

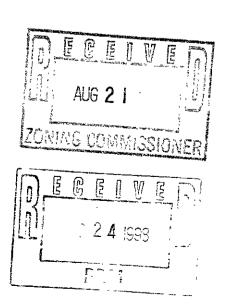
Item Nos. 019, 021, 022, 023, 024,

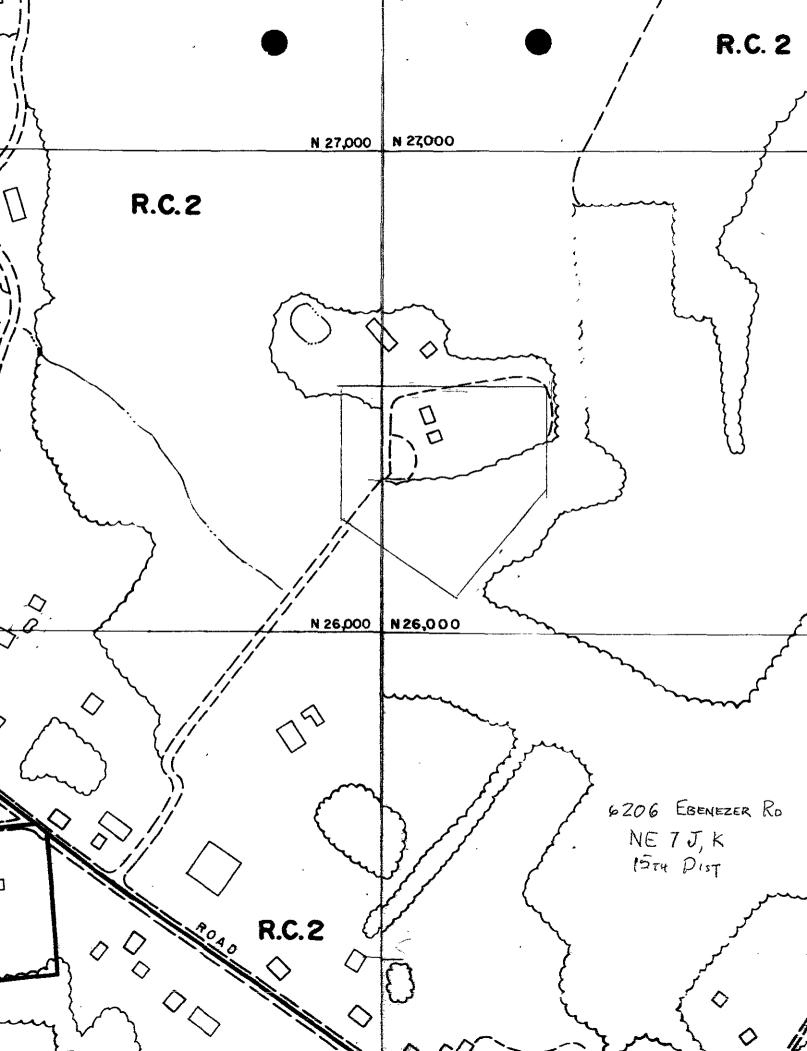
and/029\

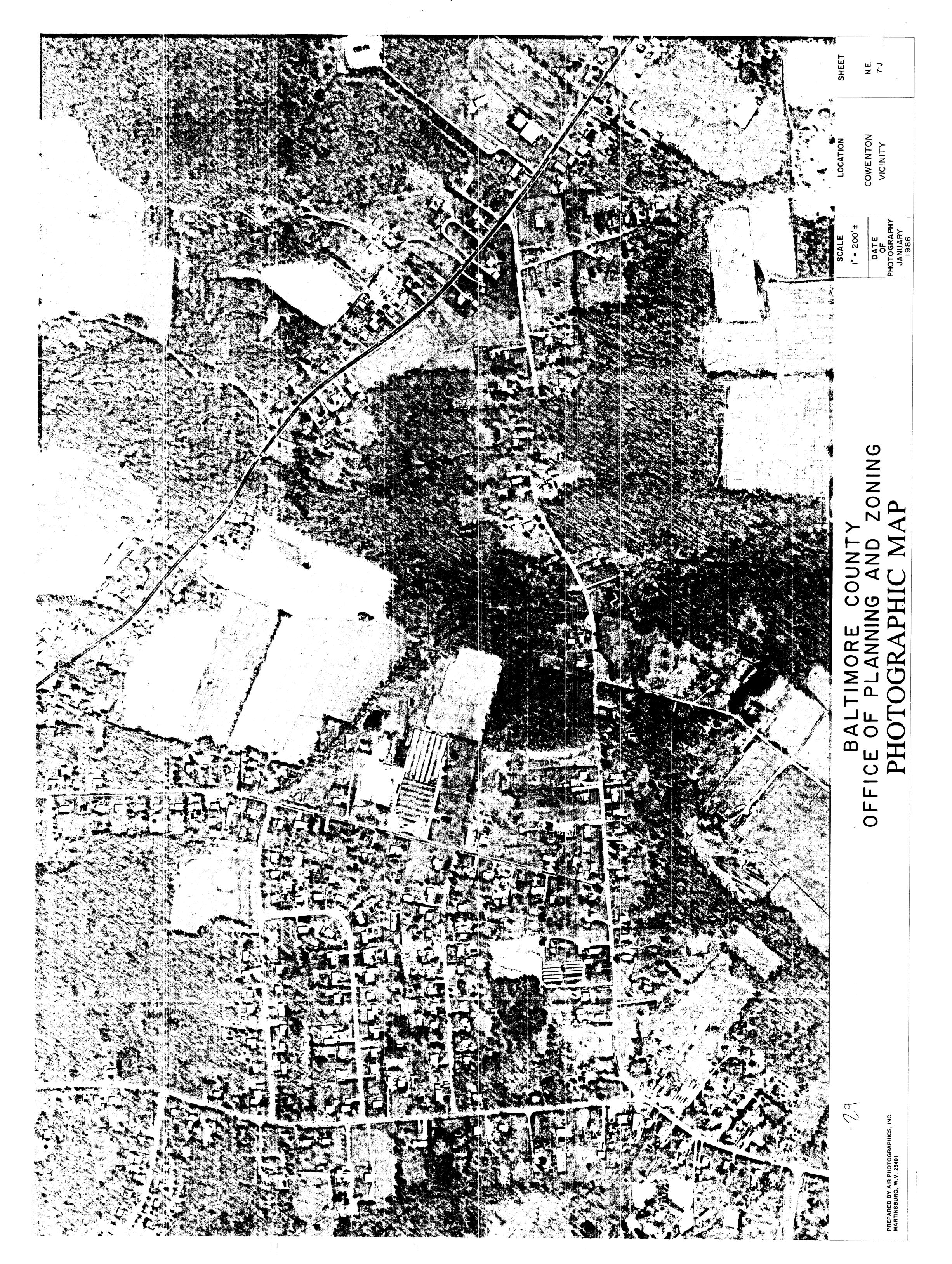
The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

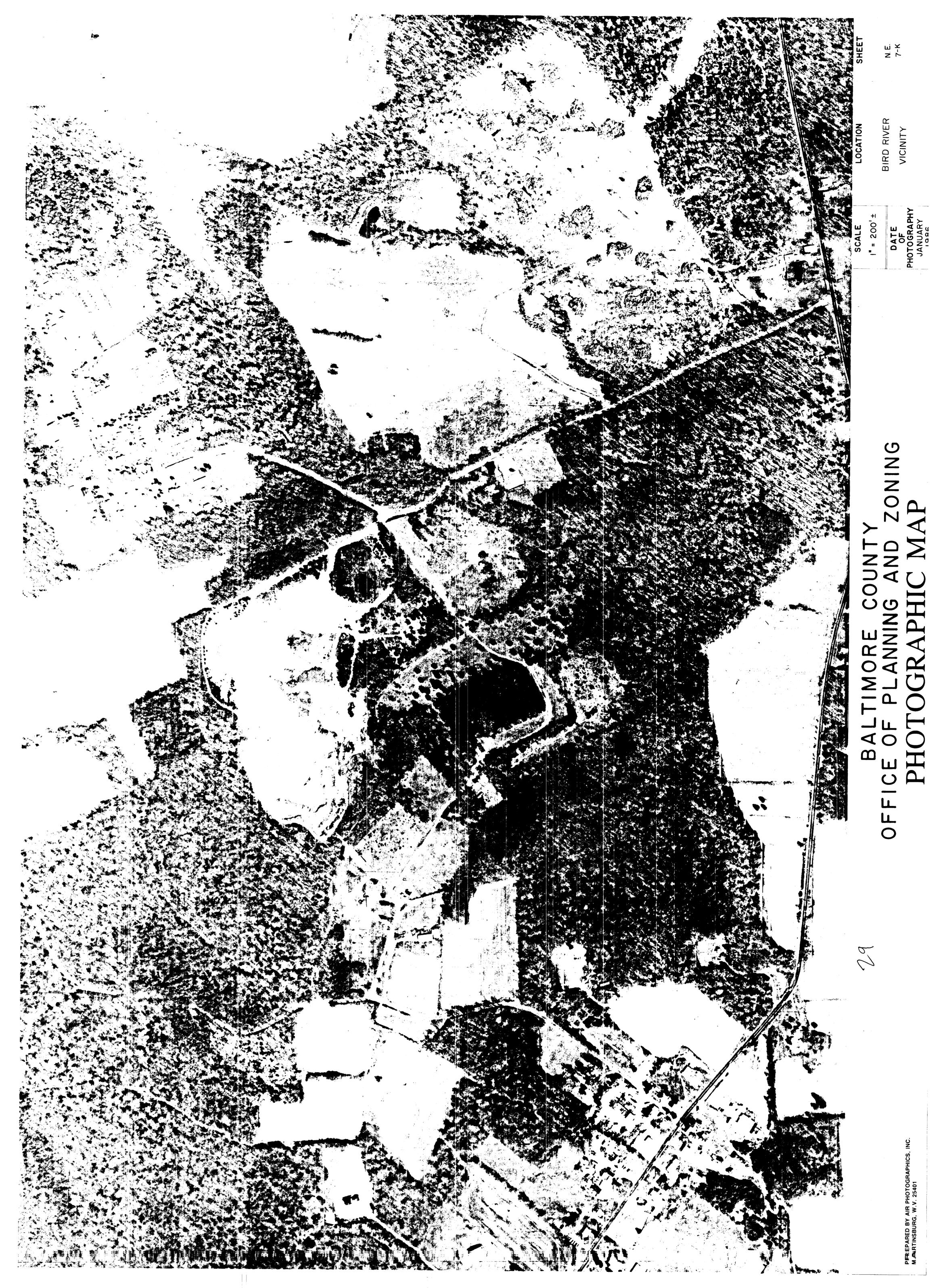
cc: File







99.29A



99.29-A

